

MARTINE  
PENILLA &  
GENCARELLA, LLP



INTELLECTUAL  
PROPERTY  
COUNSEL

September 20, 2006

United States Patent and Trademark Office  
Post Office 1450  
Alexandria, Virginia 22313-1450

VIA FACSIMILE ONLY

Attention: Deposit Account Refunds

Re: Application No. 10/722,726  
Deposit Account No. 50-0805

Gentlemen:

This letter is to request a refund for funds that we suspect were deducted in error from our deposit account.

On May 23, 2005, \$130.00 was charged to our PTO Account No. 50-0805 for Patent Application Number 10/722,726, Docket No. 42P18174. I have researched these numbers, only to find that they do not exist in our database. Also, I have done a search on the PTO website and no assignment has been recorded at the PTO. Therefore, we suspect that it is an error.

We enclose a copy of the computer printout of our Deposit Account Statement, dated May, 2005. The Deposit Account Statement shows the debit dated May 23, 2005 regarding the above-identified patent application number. The debit is as follows: \$130.00 for Fee Code 1814 (Statutory Disclaimer).

As the amount described above should not have been charged to our account. Please refund our Deposit Account No. 50-0805 in the total amount of \$130.00 as soon as possible. Thank you for your assistance.

Sincerely,  
MARTINE PENILLA & GENCARELLA, LLP

Debbie Triacca  
Assistant Office Manager

Adjustment date: 10/05/2006 SFELEKE1  
05/23/2005 FFIELDS 00000008 500805 10722726  
01 FC:1814 130.00 CR

/dt  
Enclosures

Deposit Account Statement

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United States  
Patent and  
Trademark Office

Deposit Account Statement

Requested Statement Month: May 2005  
Deposit Account Number: 500805  
Name: MARTINE, PENILLA & GENCARELLA  
Attention: PETER B. MARTINE  
Address: 710 LAKEWAY DRIVE  
City: SUNNYVALE  
State: CA  
Zip: 94086  
Country: UNITED STATES

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
05/09	1	10971574		9204	\$360.00	\$9,499.00
05/09	23	10971574		9204	-\$360.00	\$9,859.00
05/11	10	6366907 ROXIP275		8021	\$40.00	\$9,819.00
05/17	10	10126093 ASIA P115		2251	\$60.00	\$9,759.00
05/18	5	11129681 SUNMP644		1202	\$135.00	\$9,624.00
05/19	172	11129681 SUNMP644		8021	\$40.00	\$9,584.00
05/23	8	10722728 42P18174		1814	\$130.00	\$9,454.00
05/23	29	10971574 MIPFP125		1202	\$100.00	\$8,354.00
05/24	36	6323065		1551	\$900.00	\$8,454.00
05/25	39	10228481 AGSGP002		1252	\$450.00	\$8,004.00
05/26	1	10373895 RONA.001US2	1806		\$180.00	\$7,824.00

START BALANCE	SUM OF CHARGES	SUM OF REPLENISH	END BALANCE
\$9,859.00	\$2,395.00	\$360.00	\$7,824.00

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SEP 20 2006 12:40PM MARTINE PENILLA &amp; GENCARE 408-749-6901

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## FACSIMILE COVER SHEET

710 Lakeway Drive, Suite 200  
Sunnyvale, California 94085Phone: 408.749.6900  
Fax: 408.749.6901  
www.mpiplaw.com

INTELLECTUAL PROPERTY COUNSEL

MARTINE PENILLA &amp; GENCARELLA, LLP

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Wednesday, September 20, 2006

TOTAL PAGES INCLUDING THIS SHEET:	3	RECEIVER TEL NO: 571-272-6500
SENDER: Debbie Triacca		RECEIVER FAX NO: 571-273-6500
RECEIVER: Refund Branch, Deposit Account		OUR FILE REF:
COMPANY: UNITED STATES PATENT & TRADEMARK OFFICE		PATENT APPLICATION SERIAL NO. 10/722,726
		PTO DEPOSIT ACCOUNT NO. 50-0805

Message:

Please see attached letter with copy of Deposit Account Statement